

United States Court of Appeals
Fifth Circuit

UNITED STATES COURT OF APPEALS

FILED

February 7, 2012

FOR THE FIFTH CIRCUIT

Lyle W. Cayce
Clerk

No. 08-51163

FILED

D.C. Docket No. 1:06-CV-726
D.C. Docket No. 1:06-CV-906
D.C. Docket No. 1:07-CV-76
D.C. Docket No. 1:07-CV-77

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  DEPUTY

MAR 09 2012

UNION ASSET MANAGEMENT HOLDING AG,

Plaintiff - Appellant

v.

DELL INC; KEVIN B ROLLINS; JAMES M SCHNEIDER; MICHAEL DELL,

Defendants - Appellees

Consolidated with 10-50688

STEVEN G. SCHULEMAN, M.D; TRAVIS COX; GEORGE SIBLEY; JOANN F. BROOKS; ST. STEPHEN, INCORPORATED; SMOKESTACK LIGHTNING LIMITED; CLASS MEMBERS AND OBJECTORS BRIAN F. MURPHY REV TRUST; THE RAYMOND M. MURPHY REV TRUST; KATHARINE M. ALTHANS

Appellants

v.

UNION ASSET MANAGEMENT HOLDING A.G.,

Plaintiff - Appellee

DELL, INC.; KEVIN B. ROLLINS; JAMES M. SCHNEIDER; MICHAEL DELL

Defendants - Appellees

Appeals from the United States District Court for the
Western District of Texas, Austin

Before JOLLY, HIGGINBOTHAM, and SOUTHWICK, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal and was argued by counsel.

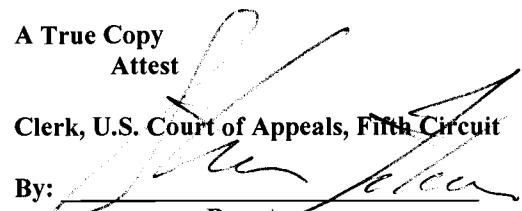
It is ordered and adjudged that the judgment of the District Court is affirmed, and the original merits appeal is DISMISSED with prejudice.

IT IS FURTHER ORDERED that each party to bear its own costs on appeal.

ISSUED AS MANDATE: MAR 02 2012

A True Copy
Attest

Clerk, U.S. Court of Appeals, Fifth Circuit

By: 
Deputy

New Orleans, Louisiana

MAR 02 2012

MAR - 9 2012

CLERK, U.S. DISTRICT
WESTERN DISTRICT OF TEXAS
BY ~~United States Court of Appeals~~
DEPUTY FIFTH CIRCUIT
OFFICER OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

CORRECTED
March 02, 2012

Mr. William Putnicki
Western District of Texas, Austin
United States District Court
200 W. 8th Street
Room 130
Austin, TX 78701

No. 10-50688, In Re: Dell, Inc.
Cons. With No. 08-51163, In Re: Dell, Inc.
USDC No. 1:06-CV-726
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USDC No. 1:07-CV-77

Enclosed, for the district court only, is a copy of the judgment issued as the mandate.

Enclosed, for the district court only, is a copy of the court's opinion.

Record/original papers/exhibits to be returned.

Sincerely,

LYLE W. CAYCE, Clerk

By: 
Steve A. Totora, Deputy Clerk
504-310-7667

cc: (letter only)

Mr. Ryan Grant Anderson
Mr. Michael Brooks
Mr. Gregory Scott Coleman
Mr. Don L. Davis
Mr. Michael Loy Davitt
Mr. Meir Feder
Mr. Brian Strother Greig
Mr. Mark A. Haney
Ms. Susan Elaine Hurd
Mr. Geoffrey C. Jarvis

Mr. John Ludlow Latham
Mr. Gregg S. Levin
Mr. William H. Narwold
Mr. Lance Victor Oliver
Mr. D. J. Powers
Mr. Joseph F. Rice
Ms. Jennie L. Scudder-Levin
Mr. Gary W. Sibley
Honorable Sam Sparks
Mr. Broadus A Spivey
Mr. Marc S. Tabolsky
Mr. Jason J Thompson
Ms. Patricia J. Villareal
Mr. Jeffrey L. Weinstein
Mr. Greg Louis Weselka
Mr. Mark E. Wilson

P.S. to Judge Sparks: A copy of the opinion was sent to your office via email the day it was filed.

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New Orleans, Louisiana

3/9/12